

## **REMARKS**

Claims 1-11 are pending in the present application. In the Office Action, Claims 10 and 11 were rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,662,226 (Wang). Claims 1-9 were rejected under §35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,781,972 (Anderlind) in view of Wang.

The present invention is directed to a mobile terminal which enables its user to capture data and manipulate the display if desired before sending data which can include text or graphic data to a recipient such as another mobile terminal using an email, SMS, data communication, graphic or other transmission function.

Claims 5, 6, 10 and 11 have been cancelled without prejudice.

Regarding the Examiner's rejection of Claim 7, the Examiner states that Anderlind teaches all that is recited in the Claim except "data is the capturing display data on the display." (Office Action, Page 6). It is respectfully submitted that the Examiner is incorrect. Anderlind is directed to a method and a system for providing configurable data services that allows mobile stations to select the type and content of the data messages addressed to a mobile station. Anderlind further teaches "[s]ubscribers may generally lack the technical sophistication to properly configure data services in a manner that is compatible with the sound technical operation of the underlying wireless communication system." (Column 1, Lines 23-27) Furthermore, Anderlind teaches "[i]f the client is a wireless terminal or mobile station, the receipt and processing of unwanted data messages (e.g., e-mails) tends to detract from the longevity of each battery charge of the mobile station." (Column 1, Lines 42-45). In this regard, Anderlind teaches in step S30 "the generator-selector 108 generates or selects a new active filtering profile," and that "the received message is filtered in real-time based on a comparison between the detected attributes and the stored profile attributes. (Column 4, Lines 49-50 and Step S18, FIG. 4).

Contrary to that which is taught in Anderlind (i.e., making a comparison between detected attributes and stored profile attributes before delivering a message), in Claim 7, it is the user of the mobile terminal who makes the decision on how to send the data and then the mobile terminal sends

the data using the (user) selected transmission function. Furthermore, although Anderlind discloses a subscriber may select, from a menu of profiles, an active profile via the mobile station 26, Anderlind does not teach displaying a plurality of available transmission functions as menu items, from which the user selects a desired transmission function. Neither Anderlind nor Wang teaches “entering a text data transmission function select mode and displaying a plurality of available text transmission functions as menu items if the display data is text data;” and “entering a graphic data transmission function select mode and displaying a plurality of available graphic transmission functions as menu items if the display data is graphic data; and transmitting the display data by a selected transmission function upon receipt of a selection command from the user in the text transmission function select mode or the graphic data transmission function select mode,” as recited in Claim 7. Accordingly, reconsideration and withdrawal of the rejection of Claim 7 is respectfully requested.

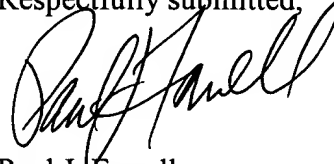
Regarding the Examiner’s rejection of Claim 1, the Examiner states that Anderlind discloses all the elements of Claim 1 except that “the data is the capturing display data on the display.” (Office Action, Page 3). It is respectfully submitted that the Examiner is incorrect. Claim 1 recites the step of “determining whether the display data is text data or graphic data” which is neither disclosed by Wang nor Anderlind. Although Anderlind discloses determining the appropriate destination address and data format for communication over a network, this step of Anderlind merely determines the data format for communicating with the inventor, and may convert the data into a proper format. This is distinct from determining whether the stored data is text data or graphic data and selecting a transmission method based on the determination, as recited in Claim 1. Accordingly, reconsideration and withdrawal of the rejection of Claim 1 is respectfully requested.

Independent Claims 1 and 7 are believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 2-4 and 8-9, these are likewise believed to be allowable by virtue of their dependence on their respective amended independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 2-4 and 8-9 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1-4 and 7-9, are

believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Paul J. Farrell", written in a cursive style.

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